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8 Attorney for Defendant,
9 **WILLIAM HAMMAN**

10 **UNITED STATES DISTRICT COURT**
11 **SOUTHERN DISTRICT OF CALIFORNIA**
12 **(Hon. Barry Ted Moskowitz)**

13 UNITED STATES OF AMERICA	}	CASE NO. 08CR0440-BTM
14 Plaintiff,		JOINT MOTION TO CONTINUE MOTIONS HEARING
15 vs.		
16 PETER CARLO MERTENS, et al.,		
17 Defendants.		
		Date: September 19, 2008 Time: 2:00 p.m.

18 COMES NOW the plaintiff, United States of America, by and through its counsel,
19 Karen P. Hewitt, United States Attorney, and Sherri W. Hobson, Assistant United States
20 Attorney, and defendants William Hamman, through his counsel Frank J. Ragen; Peter
21 Carlo Mertens, through his counsel, Patrick Q. Hall; Wayne Joseph Fernandes, through
22 his counsel, Dorn G. Bishop; and Bettina Thakore, through her counsel, Lisa J. Damiani,
23 and hereby jointly request the Court continue the Motions Hearing previously scheduled
24 for September 19, 2008, at 2:00 p.m. to December 19, 2008, at 2:00 p.m.

25 This continuance is requested in order for defense counsel to receive the
26 following discovery. The government has agreed to provide (if not already provided):

- 27 (1) the tape recorded meeting at Chili's involving Mahon, Hausotter, and
28 Mertens;
- (2) taped and/or written statements by Mahon and Hausotter;
- (3) taped statements by defendants other than Fernandes;

1 (4) holding cell taped statements of Mertens, Fernandes, and possibly other
2 defendants; and

3 (5) the first session of Hamman's grand jury testimony (which was apparently
4 interrupted).

5 Counsel need this time to adequately review the above discovery and write the
6 pre-trial motions.

7 Respectfully submitted,

8
9 Dated: September 11, 2008

s/Frank J. Ragen
FRANK J. RAGEN
Attorney for Defendant
WILLIAM HAMMAN
Email: fjrager@aol.com

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11
12 Dated: September 11, 2008

s/Patrick Q. Hall
PATRICK Q. HALL
Attorney for Defendant
PETER CARLO MERTENS
Email: hall@scmv.com

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14
15 Dated: September 11, 2008

s/Dorn G. Bishop
DORN G. BISHOP
Attorney for Defendant
WAYNE JOSEPH FERNANDES
Email: dorn@dornbishoplaw.com

16
17
18 Dated: September 11, 2008

s/Lisa J. Damiani
LISA J. DAMIANI
Attorney for Defendant
BETTINA THAKORE
Email: LJDamiani@damianilawgroup.com

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20
21 Dated: September 11, 2008

s/Sherri W. Hobson
SHERRI W. HOBSON
Assistant United States Attorney
Attorney for Plaintiff
UNITED STATES OF AMERICA
Email: Sherri.Hobson@usdoj.gov

1 UNITED STATES DISTRICT COURT
2 SOUTHERN DISTRICT OF CALIFORNIA
3 (Hon. Barry Ted Moskowitz)

4 UNITED STATES OF AMERICA) CASE NO. 08CR0440-BTM
5 Plaintiff,)
6 vs.) CERTIFICATE OF SERVICE
7 PETER CARLO MERTENS, et al.,)
8 Defendants.)

9 IT IS HEREBY CERTIFIED THAT:

10 I, LALANYA HAM, am a citizen of the United States and am at least eighteen
11 years of age. My business address is 105 West F Street, Ste. 215, San Diego, California,
12 92101.

13 I am not a party to the above-entitled action. I hereby certify that I have caused
14 to be served **JOINT MOTION TO CONTINUE MOTIONS HEARING** to the
15 following ECF participants on this case:

16
17 **Dorn G Bishop**
dorn@dornbishoplaw.com,kstarj@yahoo.com

18 **Lisa J Damiani**
ljdiani@damianilawgroup.com,Comp1@damianilawgroup.com

19 **Patrick Q Hall**
20 hall@scmv.com,flores@scmv.com
21

22 **Sherri Walker Hobson**
23 Sherri.Hobson@usdoj.gov,melissa.d.johnson@usdoj.gov,efile.dkt.nes@usdoj.gov
24

25 I declare under penalty of perjury that the foregoing is true and correct.

26 Executed on September 11, 2008.

27 Lalanya Ham
28 LALANYA HAM